

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Erickson et al. EXAMINER: Pwu, Jeffrey C.
SERIAL NO.: 09/808,211 GROUP ART UNIT: 2143
FILED: March 14, 2001 DOCKET: YOR920000671US1 (8728-451)
FOR: **SYSTEM AND METHOD FOR A DISTRIBUTED SOCIAL PROXY**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION

OVER A "PRIOR" PATENT

Examiner:

The owner, International Business Machines Corporation, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 6,970,931 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patents is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patents are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patents, "as the term of said

prior patents is presently shortened by any terminal disclaimer," in the event that said prior patents later:

expires for failure to pay a maintenance fee;

is held unenforceable;

is found invalid by a court of competent jurisdiction;

is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;

has all claims canceled by a reexamination certificate;

is reissued; or

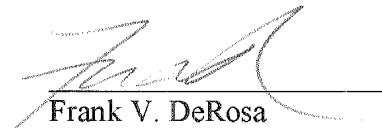
is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned is an attorney or agent of record. Reg. No. 43,584.

Terminal disclaimer fee under 37 CFR 1.20(d) included. Please charge Deposit Account 50-0510/IBM Yorktown Heights the sum of \$130.00 for the Terminal Disclaimer Fee.

Respectfully submitted,

Dated: December 15, 2006


Frank V. DeRosa
Reg. No. 43,584
Attorney for Applicant(s)

F. CHAU & ASSOCIATES, LLC
130 Woodbury Road
Woodbury, New York 11797
TEL: (516) 692-8888
FAX: (516) 692-8889